(3)

PAGE NO.....

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH
AT BILASPUR (C.G.)

WRIT PETITION NO. 247 OF 2003

WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA

PETITIONERS

:1. Hemshankar Deshlahra
S/o. Shri D.Deshlarha,
aged about 40 years,
Chief Municipal Officer,
Kanker, District Kanker (C.G.)

:2. S.K.Dubey,
S/o. Shri S.N.Dubey,
aged about 40 years,
Chief Municipal Officer,
Dongargarh,
District Rajnandgaon (C.G.)

:3. Lokeshwar Sahu
S/o. Shri Kejaovram Sahu
aged about 38 years,
Chief Municipal Officer.
Rajnandgaon, District
Rajnandgaon (C.G.)

:4. P.R Dhruva
S/o. Shri B.R.Dhruva,
aged about 45 years,
Chief Municipal Officer .
Bacheli, Distt. Bastar (C.G.)

P.R. No. 136/185
Presented by Shri Arun S.Rao
dated 14.1.03

नगर आयुक्त
एम.के. शुक्ला
राजपुर तहसील कांकेर

Versus

RESPONDENTS

: 1) State of Chhattisgarh
Through Secretary
Town Administration and
Development Department
DKS Bhavan, Raipur
District Raipur (C.G)

14-1-03

: 2) Pramod Shukla
S/o. Not known
Chief Municipal Officer
Municipality
Balauda Bazar
District Raipur (C.G).

: 3) Nilambar Naik
S/o. not known
Chief Municipal Officer
Municipal Council,
Raigarh (C.G.).

: 4) Himanshu Tiwari
S/o. not known
Chief Municipal Officer
Municipality, Kurud
District Durg (C.G.).

XI-HC-22

(36)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.NO.247/2003 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

05-04-2003

Shri R.N.Jha, counsel for the petitioners.

Shri Sanjay K. Agrawal, Dy. Advocate General with Smt. Anju Ahuja, Panel Lawyer, for the State, on advance copy.

Heard.

The petitioners have in this petition challenged the order dated 18-07-2002 (Annexure-P/1), passed by the respondent No.1 promoting respondents 2 to 4 to the post of Chief Municipal Officers, Class-I.

Learned counsel for the petitioners submitted that in the by-laws of the Corporation there is no provision to give promotion to its employees from the post of Revenue Officer directly to the post of Chief Municipal Officer, Class-I. For, the promotion to the post of Chief Municipal Officer, Class-I there is four tier system i.e. KK, K, KH and G carrying different pay scales. Learned counsel further submitted that the petitioners have made representation to the Secretary/respondent NO.1 against these promotions vide Annexure-P/2A, which has not yet been decided.

Having considered the facts and circumstances of the case and material on record, in the opinion of this Court ends of justice will be served if a direction is given to the petitioners that they may make a fresh representation along with copy of petition with annexure and

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XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.247/2003 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

copy of this order before the State/ respondent No.1 within a month from today. If such a representation is filed the same shall be considered and decided on its own merits in accordance with law as early as possible, preferably within a period of three months from the date of receipt of representation.

With this observation this petition is disposed of with liberty to avail the remedy available in case any adverse order is passed.

In view of this order M.W.P.No.225/2003 and I.A.No.620/2003 stand disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

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